

communication. Specifically, Bottum does not teach or suggest using the same or similar controls to select radio broadcasts and/or web broadcasts.

Regarding Claim 5, the cited art does not teach or suggest a self-contained intelligent radio having a visual display, a modem, for transmitting and receiving digital data over a communications network, a data storage device, and a software program configured to use the modem to connect to an Internet service provider and receive digitized audio broadcasts, play the audio broadcasts, provide a menu display to select an audio source, provide a program-material display to allow selection of a type of program material, a select-broadcast display to allow the user to select a program broadcast using controls similar to controls on a conventional radio.

Accordingly, Applicants assert that Claim 5 is in condition for allowance, and Applicants request allowance of Claim 5.

Response to Rejection of Claims 50-53 Under 35 U.S.C. §103(a)

The Examiner rejected Claims 50-53 under 35 U.S.C. 103(a) as being unpatentable over Bottum.

Regarding Claim 50, the cited art does not teach or suggest a radio for receiving broadcasts from both local radio stations and from the Internet, the radio having a visual display, a tuner, audio amplifiers, loudspeakers, a modem, and a software program configured to use the modem to connect to an Internet service provider to receive digitized audio broadcasts from the Internet service provider, the program also configured to provide one or more menus and controls associated with the menus to allow the user to selectably connect a program broadcast to the input of the audio amplifiers either from a local AM or FM radio station or from the world wide Web so that to the user, reception of a broadcast from the world wide Web is not substantially more complicated than listening to a local FM or AM radio station.

Regarding Claim 51, the cited art does not teach or suggest a method for providing access to Internet audio broadcasts and radio broadcast by using a modem for transmitting and receiving digital data over a communications network to an Internet Service Provider, using a radio tuner to receive audio broadcasts from local radio stations, and providing a stored software program for allowing a user to select one of a plurality of listening options. The software program allowing the

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user to select a World Wide Web broadcast or a radio broadcast with substantially the same controls.

Regarding Claim 52, Bottum does not teach or suggest an FM broadcast radio station.

Regarding Claim 53, Bottum does not teach or suggest a menu in combination with the recitals in Claim 51.

Accordingly, Applicants assert that Claims 50-53 are in condition for allowance, and Applicants request allowance of Claims 50-53.

Request for Office Interview

In order to expedite prosecution of this application, Applicants' undersigned attorney of record hereby requests an office interview with the Examiner as soon as the Examiner has considered the effect of the arguments presented above. Applicants' attorney can be reached at (949) 721-6305 or at the number listed below.

Summary

By the foregoing arguments, Applicants have distinguished each of the references and overcome the Examiner's rejections. Applicants respectfully submit that Claims 5 and 50-53 are in condition for allowance, and Applicants request allowance of Claims 5 and 50-53.

Respectfully submitted,
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